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UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA

ECOMMERCE INNOVATIONS, L.L.C.,
a Nevada limited liability company,

Case No.: 2:08-MC-00093

Plaintiff,

**NOTICE OF FILING ORIGINAL
SIGNATURE PAGE**

v.

DOES 1 through 10,

Defendants.

Non-party XCENTRIC VENTURES, L.L.C. ("Xcentric") gives notice that it has filed the attached signature page attached as **Exhibit A** relating to its Sur-Reply (Doc. #11; 10/22/2008). Because the Sur-Reply filed by the Clerk was an unsigned proposed copy, this signature page is filed to ensure the pleading complies with Fed. R. Civ. P. 11(a).

DATED this 22nd day of October 2008.

JABURG & WILK, P.C.

/s/ David S. Gingras
Maria Crimi Speth
David S. Gingras
Attorneys for Xcentric Ventures, L.L.C.

CERTIFICATE OF SERVICE

I hereby certify that on October 22, 2008 I electronically transmitted the attached document to the Clerk's Office using the CM/ECF System for filing, and for transmittal of a Notice of Electronic Filing to the following CM/ECF registrants:

Donnelly A. Dybus, Esq.
BUCHALTER NEMER
16435 North Scottsdale Road, Suite 440
Scottsdale, AZ 85254-1754

Attorneys for Plaintiffs

With a COPY of the foregoing delivered to:

Honorable David G. Campbell
United States District Court
District of Arizona

s/David S. Gingras

JABURG & WILK, P.C.
ATTORNEYS AT LAW
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PHOENIX, ARIZONA 85012

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12 **EXHIBIT A**
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JABURG & WILK, P.C.
ATTORNEYS AT LAW
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SUITE 2000
PHOENIX, ARIZONA 85012

1 Silver does not steal the designs of famous third party manufacturers. Mr. Strager's own
2 website proves that this is exactly what Inspired Silver does.

3 Under the circumstances, it is obvious that Mr. Strager submitted a false
4 declaration to the Court in an effort to support a frivolous claim so that he could invade
5 the First Amendment rights of the anonymous author who posted truthful statements
6 about Mr. Strager's illegal business practices. This conduct is an abuse of the Court's
7 process and warrants the imposition of serious sanctions.

8 As such, in addition to any other remedy the Court may find appropriate, Xcentric
9 requests that the Court find Mr. Strager's declaration was submitted in bad faith and that
10 the Court order Mr. Strager to pay the reasonable expenses, including attorney's fees,
11 incurred by Xcentric pursuant to Fed. R. Civ. P. 56(g).

12 **IV. CONCLUSION**

13 For all of these reasons, the Court should deny Ecommerce's Motion to Compel,
14 quash the subpoena pursuant to Fed. R. Civ. P. 45(c)(3)(A)(iii), and award sanctions
15 including costs and attorney's fees to Xcentric pursuant to Fed. R. Civ. P. 56(g).

16 DATED this 22 day of October 2008.

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19 **JABURG & WILK, P.C.**
20 Maria Crim Spelt
21 David S. Gingras
22 Attorneys for Xcentric Ventures, L.L.C.
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